App F IX 4

Previous References

1942 Municipal

File No Ml 100-43
Serial Nos 32+33

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos

Part B for April 1946

SUBJECT

Re: Publication of Byelaws of City of Ml & S Mysore in the Mysore Gazette calling for objections.

The Asst City Ml Mysore

Lr No 10441 dated 6.4.46

Not approved

17/46

Letter No M5 87. 363/43 dt 6-3-44 from the Dpt, city mcl, Mysore requesting that the Compiler, Mysore, Gazette may be ~~request~~ instructed to publish the Draft Byelaws calling for objections

The reply sent by the Compiler Mysore Gazette in regard to the Publication of the Draft Byelaws is flagged "K"

If appl, the P+S section of the A & H Dr will be consulted in the matter

HHB 11/3/3 Submitted for orders

Pl put up a copy of the order dated 5-3-42

for 24/3/44

"S" A copy of the Eo is put up

HHB 28/3 The by-laws in question are only of local interest i.e as are applicable to the Mysore municipality only. It would therefore be sufficient if these are published in such a way as the citizens are made aware of them. Further, the section does not lay down specifically — as in the case of some other sections of rules framed under the city Municipal Act — that they should be published in the Official Gazette only. The questioning mainly cost cannot be helped — in cases like this, as the by-laws have to be

5721.

Continuation Sheet 2nd. File No / Current No of 43 Page

[illegible] , before they can be approved by the [illegible] according to the section, the [illegible] requires that [illegible] signed by the Hon'ble [illegible] Having regard to all these facts, it does not appear necessary to direct that the by laws be published in the Mysore Gazette, as it is not [illegible] with the Statute to do so the [illegible] will be informed accordingly

9760

Draft for [illegible] Law Dept 23/3 [illegible]

May be approved

accordingly

[illegible]

Secy

27-3-44

For [illegible] 3 44

Secy

28.3.44

Secy 28 3 44

[illegible]

To the Deputy Commissioner Mysore
No L 1044 Dy 6-4-44
States that it does not appear necessary
to have the Bye Laws published in
the Mysore Gazette &c

[illegible]

B 15/4

[illegible]

[illegible] EFFECTIVE [illegible]
[illegible] P II
27 3 44
6664

ML 100-43-33

5

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

ML 100-43-32

No MS-87-363/43 — Encl 2

OFFICE OF THE PRESIDENT
CITY MUNICIPAL COUNCIL MYSORE

Date 6 March 1944

From R Ramachandra Rao Bhombore,Esq ,B A ,
~~R.S.RAGHAVENDRA RAO, Esq., M.A. (HONS.),~~
PRESIDENT, CITY MUNICIPAL COUNCIL,
MYSORE

SECY & REV SECRETARIAT 5721 11 MAR 1944 LSG BRANCH

To C Narayanaswamy Naidu,Esq ,B A , B L ,
Secretary to Government, Law Department,
Bangalore

Sir,

Subject - Notifying the draft Byelaws in the Mysore Gazette

I have the honour to state that the draft Byelaws regulating the construction of buildings, fixing the projections, roofs, eves, whether boards, shop-boards and the like projections over streets were framed by the Municipal Council under Sec 51(R) read with Sec 135 of the Mysore City Municipalities Act 1933 and as it is obligatory to publish these Byelaws under Sec 51(2) of the Act, a reference was made to the Compiler, Mysore Gazette, requesting to notify the byelaws and to send 250 copies thereof, for local publication I enclose herewith in original his

BHK/1

for Secretary to Government,
Law Department

4

letter received in reply bearing No G 895/43-44 dated 27/28-2-1944 stating that such notifications are not being published in accordance with G O No A F 4541-4616 P & S 113-41-2 dated 5-6-1942 In this connection, I am to state that under the Act, these Byelaws have to be printed and published in local papers in case they are not published in the Gazette, and the cost of such publication would be more than the cost of publication in the Gazette Therefore, I request you kindly to instruct the Compiler to notify these byelaws as the cost of publication will as usual be borne out of Municipal funds

I have the honour to be,

Sir,

Your most obedient servant,

SNR

PRESIDENT

M 100-43-33

5

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No *Dated Bangalore,* March 1944

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore

Law Department

To

The President,

City Municipal Council,

Mysore

Sir,

With reference to your letter No M 5-87-363/43 dated 6th March 1944, in the matter of publishing the Byelaws regulating the construction of buildings, fixing the projections, roofs, eves, weather boards, shop-boards, and the like projections over streets in the city, I am directed to state that the Byelaws in question are only of local interest, ~~be~~, as they are applicable to the Mysore City Municipality only It would therefore be sufficient if these are published in such a way as the citizens are made aware of them Further, ~~the~~ section 51(2) of the City Municipalities Act does not lay down specifically as in the case of some other sections, e g , rules issued under the City Municipalities Act, that they should be published in the official gazette ~~only~~ The question of incurring cost cannot therefore be helped in a case like this, as the Byelaws have to be published, before they can be submitted for the approval of Government, according to the provisions of the ~~section~~ statute

Having regard to ~~the~~ all these facts, it does not appear necessary to have the Byelaws published in the Mysore Gazette, as it is not obligatory under the statute to do so

The enclosures are herewith returned

I have the honour, to be
Sir,
Your most obedient servant,

for Secretary to Government,
Law Department

Appendix F G —1]

SUBJECT

6

Section ML

File No

Serial No

Diary No of letter replied to

No L 10441 /AD/R

To

General and Revenue Secretariat

( )

the *194*

The Dpt, of ML Cl, Mysore

Sir,

Date of issue 6/4

With reference to your letter No. M5-87-363/43 Dt 6-3-44 on the matter of publishing the Bye laws regulating the construction of buildings, fixing the projections, roofs, eves, ~~walls~~ verandah boards, shop-boards & the like projections over streets in the city, I am directed to state that the Bye laws in question are only of local interest, i.e. as are applicable

Signed by

List of enclosures

Copied by

Examined by

WD 04161—GPB—60 000—21 10 41

to the Mysore Gazette only. It would therefore be sufficient if these are published in such a way as the citizens are made aware of them. Mtrs Act
Further, the section 57 (2) of the City does not lay down specifically as in the case of some other sections, eg rules issued under the City Mtrs Act - that they should be published in the official gazette only. The question of incurring cost cannot be helped in a case like this, as the Byelaws have to be published, before they can be approved by Govt, according to the provisions of the section. ~~Modification may be made in the procedure if this by the Govt~~

Having regard to the all these facts, it does not appear necessary to direct that the Byelaws be published in the Mysore Gazette, as it is not obligatory under the Statute to do so.

The enclosure are herewith returned

Yours etc

James Secy to Govt
Urban Dev Dept
24/3

Page 1—